

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 6646

BILL NUMBER: SB 276

DATE PREPARED: Dec 22, 2000

BILL AMENDED:

SUBJECT: Sex Offenders Residing near Victims.

FISCAL ANALYST: Mark Goodpaster

PHONE NUMBER: 232-9852

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill requires a court, when placing a sex offender on probation, to prohibit the offender from residing within two miles of the residence of the victim of the offender's sex offense.

Effective Date: July 1, 2001.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: The sentencing court and its probation officers would likely monitor these released offenders for violations of this condition. Over the past four years, the number of offenders who have been released from the Department of Correction facilities and assigned to probation has ranged from 288 to 336 each year. Depending on the sex crime and the community in which an offender is placed, a sex offender may spend between two and five years on probation.

The number of adult and juvenile sex offenders who have been released and placed on probation over the past four years are shown in the table on the following page.

Number of Adult and Juvenile Offenders Released From Department of
Correction Facilities and Assigned to Probation

	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>2000</u>
Rape	22	28	30	24
Criminal Deviate Conduct	8	15	15	11
Child Molesting	197	210	180	189
Child Exploitation	3	1	1	3
Vicarious Sexual Gratification	0	3	1	2
Child Solicitation	1	3	4	3
Child Seduction	0	1	1	1
Sexual Battery	14	23	14	31
Incest	2	3	9	4
Sexual Misconduct with a Minor	0	0	0	0
Kidnaping	1	2	3	1
Criminal Confinement	<u>40</u>	<u>47</u>	<u>59</u>	<u>62</u>
Total Offenders	<u>288</u>	<u>336</u>	<u>317</u>	<u>331</u>

Notes:

(1) Regarding kidnaping and criminal confinement offenses, DOC was unable to tell the age of the victim so offenders counted include all offenders released for those offenses.

(2) No offenders who were released under Sexual Misconduct with a Minor (IC 35-42-4-9) were convicted of an A or B Felony.

Explanation of Local Revenues:

State Agencies Affected:

Local Agencies Affected: Trial courts and probation offices.

Information Sources: Department of Correction.